

REMARKS

By this amendment, claims 1-15, 17-23, 48-62, 64-70, and 95-102 are pending, in which claims 1, 2, 6, 48, 49, 53, 95, and 96 are currently amended, and claims 101 and 102 are newly presented. Claims 16, 24-47, 63, and 71-94 were previously canceled. No new matter is introduced.

In the Office Action mailed July 9, 2009, claims 1-3, 6-15, 17, 19-22, 48-50, 53-62, 64, 66-69, and 95-100 rejected under 35 U.S.C. § 103(a) as being unpatentable over *Robertson* (US 6,269,369) in view of *Burr* (US Pub. 2003/0045272), claims 23 and 70 are rejected under 35 U.S.C. § 103(a) as being unpatentable over *Robertson* in view of *Tsou et al.* (US 2002/0184089), claims 18 and 65 are rejected under 35 U.S.C. § 103(a) as being unpatentable over *Robertson* in view of *Young et al.* (US 7,024,690), claims 4 and 51 are rejected under 35 U.S.C. § 103(a) as being unpatentable over *Robertson* in view of *Bieganski et al.* (US 6,412,012), and claims 5 and 52 are rejected under 35 U.S.C. § 103(a) as being unpatentable over *Robertson* in view of *Spooner* (US 2005/0034099).

First Applicants acknowledge with appreciation the courtesy of an interview granted to Applicants' attorney on Nov. 4, 2009 at which time the claimed invention was explained in light of Applicants' disclosure, in view of *Robertson*. During the interview, Applicants discussed certain features relating to use of a connection log that distinguishes over the art of record. However, no formal agreement was reached, pending the Examiner's detailed reconsideration of the application upon formal submission of a response to the outstanding Office Action.

To reduce issues for potential appeal, Applicants have amended independent claims 1, 48, 95, and 96. As amended, claims 1, 48, and 95 recite, among other features, "wherein the data includes a connection log, of the second hand-held device, that specifies information

relating to a previously established communication connection between the second hand-held device and one or more other hand-held device” and “wherein the other data includes a connection log, of the first hand-held device, that specifies information relating to a previously established communication connection between the first hand-held device and the one or more other hand-held device.” Independent claim 96, as amended, recites “wherein the received data includes at least an identifier for data associated with the one or more other hand-held apparatuses within the short-range communication range and a connection log, of the second hand-held apparatus, that specifies information relating to a previously established communication connection between the second hand-held apparatus and one or more other hand-held apparatus, and the other data includes a connection log, of the first hand-held apparatus, that specifies information relating to a previously established communication connection between the first hand-held apparatus and the one or more other hand-held apparatus.”

The above features are fully supported, for example, by paragraphs [0043]-[0047].

As discussed during the interview, *Robertson* and *Burr* fail to disclose the recited connection log. *Robertson* describes (per the Abstract) a personal contact manager system that allows each user to specify on an individual basis which of their contacts are permitted to access respective datums of their user information. In some cases, and assuming permission is granted, the system will issue notifications (e.g., by e-mail) to a user's contacts when the user changes his information or when a preset event, such as a birthday, as defined by the user, is to occur. The system also allows users to find contacts based on common group affiliations and notifies users when there are coincidences in their data (e.g., travel plans, astrological compatibility). The personal contact manager system supports the retrieval of information on the contacts of contacts,

assuming such as permission has been granted by the contacts and their contacts, and can also be used to synchronize the server database with a PIM database of the user and any contacts of the user who have the appropriate permissions.

The newly applied secondary reference of *Burr* is relied upon for a supposed teaching of receiving data from a second hand-held device via a short range communication, but makes no mention of the claimed connection log.

Regarding the other secondary references of *Tsou et al.*, *Young et al.*, *Bieganski et al.*, and *Spooner*, these references are applied for various features unrelated to the claimed connection log.

Accordingly, Applicants submit that the applied references, either when taken singularly or in combination, fail to disclose or suggest all of the limitations recited in independent claims 1, 48, 95, and 96. Hence, Applicants urge the indication that these claims are allowable. The dependent claims including newly presented claims are likewise allowable based on their dependencies.

New claims 101 and 102 depend from amended independent claim 1 and recite, respectively. “wherein the connection log information includes either connection type, connection duration, time of connection, date of connection, or a combination thereof” and “wherein the data from the second hand-held device further includes address book information or information about content stored on the second hand-held device.”

Therefore, the present application, as amended, overcomes the rejections of record and is in condition for allowance. Favorable consideration is respectfully requested. If any unresolved issues remain, it is respectfully requested that the Examiner telephone the

undersigned attorney at (703) 519-9952 so that such issues may be resolved as expeditiously as possible.

To the extent necessary, a petition for an extension of time under 37 C.F.R. §1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 504213 and please credit any excess fees to such deposit account.

Respectfully Submitted,

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Date

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